

--ABSTRACT

The present invention relates to a moisture proof resealable non-cylindrical container and cap assembly for consumer packaging including candy, tobacco products, pharmaceutical products, electronic products, such as hard drives or circuit boards and coffee samples. The moisture proof resealable non-cylindrical container may be made of plastics, such as polypropylene and polyethylene. In addition, the non-cylindrical container has a cap, which includes a thumb tab to facilitate the opening and closing of the container.--

**REMARKS**

The Examiner had objected to the specification under 35 U.S.C. 112 and 37 CFR §1.71(a)-(c). Replacement sheets are enclosed herewith which address the Examiner's objections. Moreover, no new matter is being added to the specification.

**CONCLUSION**

In view of the foregoing remarks, it is submitted that the now pending claims in the application are in condition for allowance. Applicants thus respectfully requests that the instant Amendment be entered and that all pending claims be allowed and that this application be passed to issuance.

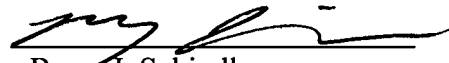
If any outstanding issues remain, or if the Examiner has any suggestions for expediting allowance of this application, the Examiner is invited to contact the undersigned at the telephone number below.

The Examiner's attention to this matter is greatly appreciated.

Respectfully submitted,

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